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| Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (Large Entity) | Docket No. 3153.00234/PC10790A |
|---|--|

In Re Application Of: Xiao Tong, et al.

Serial No.
09/938,391Filing Date
8-24-01

Examiner

Group Art Unit

Invention: **METHODS AND COMPOSITIONS FOR DIAGNOSING AND TREATING DISORDERS INVOLVING ANGIOGENESIS****FAX RECEIVED****ASSISTANT COMMISSIONER FOR PATENTS****Attention: Office of Petitions****Box DAC****Washington, D.C. 20231****AUG 07 2002****PETITIONS OFFICE**

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. A proposed reply to the above-identified notice or action:

is enclosed. was filed on _____

The proposed reply is in the form of: _____

FILING OF MISSING PARTS OF APPLICATION PURSUANT

2. The issue fee: TO NOTICE OF FORM PTO-1553

is enclosed. was paid on _____

3. The abandoned application was a:

design application. utility application. plant application.

4. A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

5. Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

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Calculation and Payment of Fees

Enclosed are the following fees:

- | | |
|--|-------------------|
| 6. <input checked="" type="checkbox"/> Petition fee under 37 CFR 1.17(m) in the amount of: | <u>\$1,280.00</u> |
| 7. <input checked="" type="checkbox"/> Fee for amendment in the amount of: | <u>\$130.00</u> |
| 8. <input checked="" type="checkbox"/> Fee for extension of time to respond to Office Action in the amount of: | <u>\$1,960.00</u> |
| 9. <input type="checkbox"/> Issue fee in the amount of: | _____ |
| 10. <input type="checkbox"/> Continuing application filing fee in the amount of: | _____ |
| 11. <input type="checkbox"/> Terminal disclaimer fee in the amount of: | _____ |
| 12. <input type="checkbox"/> _____ | _____ |
| Total fees enclosed: <u>\$3,370.00</u> | |

The fee of \$3,370 is to be paid as follows:

- A check in the amount of the fee is enclosed.
 The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 11-1449
A duplicate copy of this sheet is enclosed.

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Statement

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

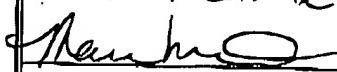


Signature

KENNETH L KOHN
KOHN & ASSOCIATES, PLLC
30500 NORTHWESTERN HWY.
SUITE 410
FARMINGTON HILLS, MI 48334
(248) 539-5050

Dated: AUGUST 7, 2002

I certify that this document and fee is being deposited on AUGUST 7, 2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231. Via facsimile



Signature of Person Mailing Correspondence

MARIE M. DEWITT

Typed or Printed Name of Person Mailing Correspondence

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)

Applicant(s): XIA TONG, ET AL.

Docket No.

31S3.00234/PC10790A

Serial No.
09/938,391Filing Date
8-24-01

Examiner

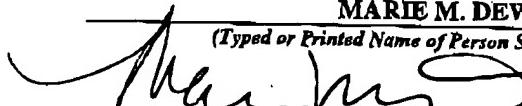
Group Art Unit

Invention: METHODS AND COMPOSITIONS FOR DIAGNOSING AND TREATING DISORDERS INVOLVING ANGIOGENESIS

I hereby certify that this PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
(Identify type of correspondence)

is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703 308-6916on AUGUST 7, 2002

(Date)

MARIE M. DEWITT(Typed or Printed Name of Person Signing Certificate)
(Signature)

Note: Each paper must have its own certificate of mailing.

FAX RECEIVED

AUG 07 2002

PETITIONS OFFICE